THE HON'BLE SRI JUSTICE P.S.NARAYANA

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WRIT PETITION NO.11135 of 2006

DATED: 08.06.2006

Between:
R.B,V.S.R.Surya Rao. ..
PETITIONER

Versus

Kakinada Municipal Corporation,
Represented by its represented
By its Commissioner, Kakinada
East Godavari District and another.
RESPONDENTS

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WRIT PETITION NO.11135 of 2006

ORDER:

Heard both the learned counsel.

2. The Writ Petition is filed praying for a Writ of Mandamus declaring the action of the respondents herein in attempting to demolish the building bearing door No.13-1-10 situated at Subah Road, Kakinada, East Godavari District without following the procedure laid down in

Kakinada Municipal Corporation Act or any other Act is arbitrary and violative of principles of natural justice and further direct the respondents to follow the due process of law before taking any further steps towards demolition and pass such other suitable orders.

3. Several of the factual details relating to the purchasing of the property by way of registered sale deed in 1984 and other details also had been narrated in the affidavit filed in support of the Writ Petition.

4. It is needless to say that the respondents are expected to follow the due process of law before initiating any action of demolition.

5. In view of the same, the Writ Petition is disposed of with a direction to the respondents not to proceed with any demolition activity in relation to the property in question bearing door No.13-1-10, situated at Subah Road, Kakinada, East Godavari District, except by following due process of law. No costs.

08.06.2006

SSR